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SC102  
MAR 17 2004  
U.S. PATENT & TRADEMARK OFFICE  
RESPONSE UNDER 37 C.F.R. 1.116 -  
EXPEDITED PROCEDURE - EXAMINING GROUP 1653

61  
O I P E  
SC102  
MAR 17 2004  
U.S. PATENT & TRADEMARK OFFICE  
AF/1600  
AF  
Attorney's Docket No. 5784-9 (035784/158956)

PATENT

Attorney's Docket No. 5784-9 (035784/158956)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Shirley *et al.* Confirmation No.: 3707  
Appl. No.: 09/285,429 Group No.: 1653  
Filed: April 2, 1999 Examiner: Chih Min Kam  
For: INJECTABLE FORMULATIONS CONTAINING SUCCINATE

March 15, 2004

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Corres. and Mail  
BOX AF

PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1. This is a petition for an extension of time for a total period of two months to respond to the Office Action dated October 14, 2003.

2. Applicant is  a small entity;  other than a small entity.

3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):

Total Months <u>Requested</u>	Fee For Other Than Small Entity	Fee for <u>Small Entity</u>
<input type="checkbox"/> one month	\$110.00	\$55.00
<input checked="" type="checkbox"/> two months	\$420.00	\$210.00
<input type="checkbox"/> three months	\$950.00	\$475.00
<input type="checkbox"/> four months	\$1,480.00	\$740.00
<input type="checkbox"/> five months*	\$2,010.00	\$1,005.00

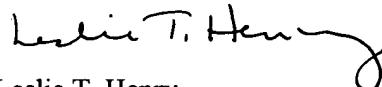
\*Cannot be used to exceed six-month statutory limit for response to an Official Action.

A check in the amount of \$420 is enclosed.

Charge Deposit Account No. 16-0605 for the extension fee.

Charge Deposit Account No. 16-0605 for any fee deficiency.

Respectfully submitted,



Leslie T. Henry  
Registration No. 45,714

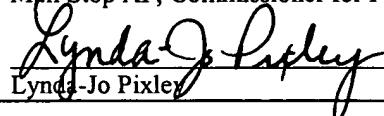
Customer No. 00826

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 15, 2004

  
Lynda-Jo Pixley